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TO: Commissioner for  
Patents  
Attn: MS AMENDMENT  
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Washington, D.C. 20231

FROM: DOUGLAS P. MUELLER

OUR REF: 10873.1699USWO  
TELEPHONE: (612) 455.3800

Total pages, including cover letter: 13


PTO FAX NUMBER: 571.273.8300 (Patent Central Fax No.)

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Documents transmitted: **SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT,  
FORM 1449, 2 REFERENCES, JP OFFICE ACTION MAILED AUGUST 17, 2006.**

Applicant: NAKAJIMA  
Serial No.: 10/534,182  
App. Filed: MAY 6, 2005  
Group Art No.: 2856

Please charge any additional fees or credit overpayment to deposit account 50-9478.  
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By:   
Name: DOUGLAS P. MUELLER  
Reg. No.: 30,300

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Nicole E. Landree

  
Signature

SEPTEMBER 15, 2006  
Date

225 SOUTH SIXTH STREET · SUITE 2650 · MINNEAPOLIS · MN 55402  
TEL 612.455.3800 · FAX 612.455.3801  
WWW.HSML.COM · MAIL@HSML.COM

SEP 15 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: NAKAJIMA                      Examiner: unknown  
Serial No.: 10/534,182                      Group Art Unit: 2856  
Filed: May 6, 2005                      Docket: 10873.1699USWO  
Title: MEASURING INSTRUMENT AND FLUOROMETRIC METHOD

CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the  
U.S. Patent and Trademark Office on SEPTEMBER 15, 2006.

By:   
Name: NICOLE LANDREE

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Copies of any foreign patent documents or "Other Documents" are enclosed.

In accordance with the provisions of 37 C.F.R. §1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the Filing Date, before the mailing date of a First Office Action on the merits, or before the mailing date of a First Office Action on the merits after the filing of a request for continued examination under 37 C.F.R. §1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a Final Rejection or Notice of Allowance, and
- ☐ the requisite Statement is below, OR
- ☐ the requisite fee of \$180.00 under Rule 1.17(p) is included herein, or
- ☐ (3) after the mailing date of a Final Rejection or Notice of Allowance but on or before the payment of the Issue Fee, AND

- ☐ the requisite Statement is below, AND
- ☐ the requisite fee of \$180.00 under Rule 1.17(p) is included herein.

### STATEMENT

As required under §1.97(e), Applicants hereby state either that:

- ☒ 1. Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or
- ☐ 2. No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the Information Disclosure Statement.
- ☒ If this box is checked, Applicant provides the following:

#### Certification Under 37 C.F.R. §1.704(d)

In accordance with 37 C.F.R. §1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form 1449 was first cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. §1.56(c) more than thirty (30) days prior to the filing of this Information Disclosure Statement.

- ☐ The Examiner is hereby advised of the following co-pending U.S. applications. A copy of each U.S. patent application publication (if published) or application (if not published) is enclosed.

Application No.

Filing Date

Group

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

**FEE AUTHORIZATION**

Should any fee associated with the submission of this paper not be attached hereto as a check, the Commissioner is authorized to charge the missing fee to our Deposit Account, No. 50-3478. Any overpayments should be credited to said Deposit Account.

Respectfully submitted,

HAMRE, SCHUMANN, MUELLER &  
LARSON, P.C.

Post Office Box 2902

Minneapolis, MN 55402-0902

(612) 455-3800

Dated: September 15, 2006

By: 

Douglas P. Mueller

Reg. No. 30,300

DPM:nel

**Date Mailed: SEPTEMBER 15, 2006**

Sheet 1 of 1

|  |   |  |
|--|---|--|
| <b>FORM 1449*</b><br><b>SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT</b><br><br><b>IN AN APPLICATION</b><br><br>(Use several sheets if necessary) | <b>Docket Number:</b><br>10873.1699USWO | <b>Application Number:</b><br>10/534,182 |
|  | <b>Applicant:</b> NAKAJIMA              |  |
|  | <b>Filing Date:</b> 6 May 2005          | <b>Group Art Unit:</b> 2856              |

[illegible]

| FOREIGN PATENT DOCUMENTS |              |           |         |       |          |             |    |
|--------------------------|--------------|-----------|---------|-------|----------|-------------|----|
|                          | DOCUMENT NO. | DATE      | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|                          |              |           |         |       |          | YES         | NO |
|                          | 2002-168868  | 2002.6.14 | JP      |       |          | SEE IDS     |    |
|                          |              |           |         |       |          |             |    |
|                          |              |           |         |       |          |             |    |
|                          |              |           |         |       |          |             |    |
|                          |              |           |         |       |          |             |    |

| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) |  |  |
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**52835**

PATENT TRADEMARK OFFICE

|          |                 |
|----------|-----------------|
| EXAMINER | DATE CONSIDERED |
|----------|-----------------|

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.

\*Substitute Disclosure Statement Form (PTO-1449)

Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE